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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/660,124	09/11/2003	Lewis D. Dodrill	CIS03-53(8245)	6911

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EXAMINER

ABEBE, DANIEL DEMELASH

ART UNIT

PAPER NUMBER

2655

DATE MAILED: 04/28/2005

Please find below and/or attached an Office communication concerning this application or proceeding.

1/13

Office Action Summary	Application No. 10/660,124	Applicant(s) DODRILL ET AL.	
	Examiner Daniel D Abebe	Art Unit 2655	

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --
Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If the period for reply specified above is less than thirty (30) days, a reply within the statutory minimum of thirty (30) days will be considered timely.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

Status

- 1) ☐ Responsive to communication(s) filed on ____.
- 2a) ☐ This action is **FINAL**. 2b) ☒ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

Disposition of Claims

- 4) ☒ Claim(s) 1-32 is/are pending in the application.
 4a) Of the above claim(s) ____ is/are withdrawn from consideration.
- 5) ☒ Claim(s) 28-32 is/are allowed.
- 6) ☒ Claim(s) 1,5,6,8,9,12,13,18,19,21,22 and 25-27 is/are rejected.
- 7) ☒ Claim(s) 2-4,7,10,11,14-17,20,22 and 23 is/are objected to.
- 8) ☐ Claim(s) ____ are subject to restriction and/or election requirement.

Application Papers

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☐ The drawing(s) filed on ____ is/are: a) ☐ accepted or b) ☐ objected to by the Examiner.
 Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).
 Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

Priority under 35 U.S.C. § 119

- 12) ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
 a) ☐ All b) ☐ Some * c) ☐ None of:
1. ☐ Certified copies of the priority documents have been received.
2. ☐ Certified copies of the priority documents have been received in Application No. ____.
3. ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).
- * See the attached detailed Office action for a list of the certified copies not received.

Attachment(s)

- | | |
|--|---|
| 1) <input checked="" type="checkbox"/> Notice of References Cited (PTO-892) | 4) <input type="checkbox"/> Interview Summary (PTO-413)
Paper No(s)/Mail Date. ____. |
| 2) <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948) | 5) <input type="checkbox"/> Notice of Informal Patent Application (PTO-152) |
| 3) <input type="checkbox"/> Information Disclosure Statement(s) (PTO-1449 or PTO/SB/08)
Paper No(s)/Mail Date ____. | 6) <input type="checkbox"/> Other: ____. |

DETAILED ACTION

Claim Objections

Claim 14 is objected to because of the following informalities: it is incomplete.

Appropriate correction is required.

Claim Rejection - 35 USC § 102

Claims 1, 5-6, 8-9, 12-13, 18-19, 21-22 and 25-27 are rejected under 35 U.S.C. 103(a) as being unpatentable over Binding et al. (6,775,687) in view of Barbara et al. (5,926,789).

As to claim 1, Binding teaches a method for serving information to a client; comprising the steps of:

Receiving a request from a client (Col.10, lines 1-5);

Processing the request;

generating a "redirect message page" where the message includes information regarding the redirected URL and further "supplemental information"; (Col.11, lines 3-5; Col.7, lines 48-52) and

serving a customized information to the client (Col.2, lines 25-37).

Binding doesn't explicitly teach where the information requested includes audio data. Official Notice is taken that accessing audio files over a network is well known in the art and would have been obvious to include in Binding's art for the purpose of expanding the service provided.

For example see US Pat. (5,926,789) by Barbara et al. "audio-based wide area information system".

As to claims 5-6 and 8, Binding teaches where the message includes a field identifying redirect URL address, a reference to another server and where the communication is conducted using HTTP protocol (Col.4, lines 50-52).

As to claim 9, Binding teaches where the request includes a command and the required URL address (Fig.3).

Official Notice is taken that accessing the internet using voice commands is well known in the art and would have been obvious to include in Binding's art for the purpose of providing an alternative interface means for the user.

As to claim 12, Binding teaches where the page includes a plurality of fields to be completed at the client (Col.4, lines 45-50).

Claims (13, 26 and 27), 18, 19, 21, 22 and 25 are analogous to claims 1, 5, 6, 8, 9 and 12 respectively and are rejected by Binding in view of the official notice provided by the examiner.

Allowable Subject Matter

Claims 28-30 are allowed.

The following is a statement of reasons for the indication of allowable subject matter: the claims are allowable, because, Binding doesn't teach converting the network address into a locator reference that includes a first field identifying data format supported by the client as recited in the claims.

Claims 2-4, 7, 10-11, 15-17, 20 and 22-23 are objected to as being dependent upon a rejected base claim, but would be allowable if rewritten in independent form including all of the limitations of the base claim and any intervening claims.


The following is a statement of reasons for the indication of allowable subject matter: the claims are allowable because Binding doesn't teach where the inquiring includes what type audio format is compatible with the browser at the client.

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Daniel D Abebe whose telephone number is 571-272-7615. The examiner can normally be reached on monday-friday.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Doris To can be reached on 571-272-7629. The fax phone number for the organization where this application or proceeding is assigned is 703-872-9306.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

Daniel Abebe Primary Examiner A.U.



April 19, 2005